



IN THE
UNITED STATES
PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Kurz et al.

CASE: 041109 EXTENSION OF TIME

SER. NO.: 10/709,098

FILING DATE: April 13, 2004

FOR: METHOD FOR OPTIMIZING
THE IMAGING
CHARACTERISTICS OF AT
LEAST TWO OPTICAL
ELEMENTS AND
PHOTOLITHOGRAPHIC
FABRICATION PROCESS

COMMISSIONER
FOR PATENTS
P.O. Box 1450
Alexandria, VA 21233-1450

ATTENTION OF:

EXAMINER:

Dear Sir:

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 50-0545.

In accordance with 37 C.F.R. Section 1.136, Applicant respectfully requests an extension of the period in which to file the response to the Missing Parts mailed June 24, 2004, regarding the above-identified patent application, for an additional one month, from August 24, 2004 up to and including September 24, 2004.

FACTOR & LAKE, LTD.
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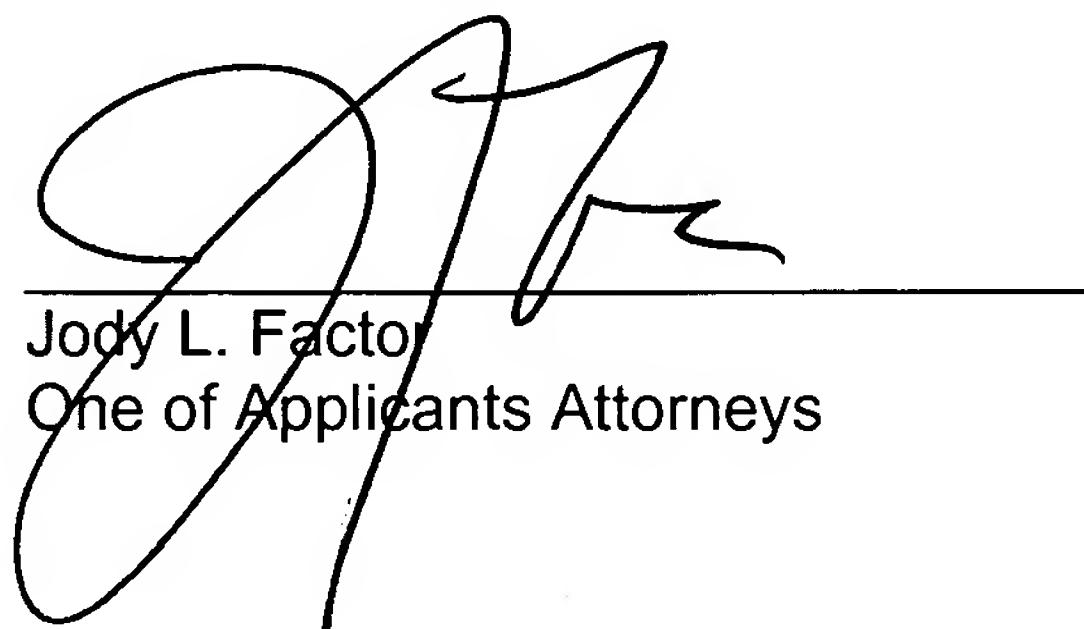
In accordance with 37 C.F.R. Section 1.136, Applicant respectfully submits that a response was originally required to be filed on August 24, 2004, a period of two months from the mailing date of the Missing Parts; that the above-identified patent application is not involved in an interference proceeding; and that the Applicant herewith submits the one month large entity Extension of Time fee of \$110.00, pursuant to 37 C.F.R. Section 1.17(a).

Applicant accordingly petitions for acceptance of the presently requested one month extension of time.

Should anything further be required, a telephone call to the undersigned, at (312) 226-1818, is respectfully invited.

Respectfully submitted,

FACTOR & LAKE, LTD.



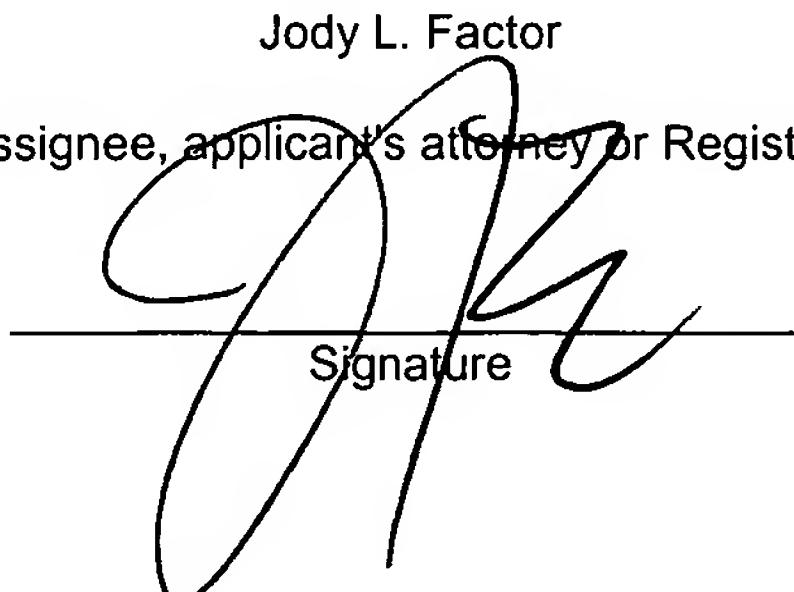
Jody L. Factor
One of Applicants Attorneys

Dated: September 21, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Patent Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 21, 2004.

Jody L. Factor
Name of Applicant, assignee, applicant's attorney or Registered Representative



Signature



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/709,098	04/13/2004	Birgit Mecking	OST-041109

22876
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CONFIRMATION NO. 3097
FORMALITIES LETTER



OC000000013051047

Date Mailed: 06/24/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**FILED UNDER 37 CFR 1.53(b)***Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

09/28/2004 MBIZUNES 00000056 10709098

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE